



Attorney Docket No.: 32
Client Reference No.: P-

P-97015.00.US

DECLARATION AND POWER OF ATTORNEY - PATENT APPLICATION

As a below named inventor, I hereby declare that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought in the application entitled:

SELECTIVE EXPRESS specification of which (check one)	ION OF GENES IN PLANTS is attached hereto		ORIGINALLY FILED	,the
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		arch 3, 2000		as
	United States Application Ser			or
		n No	· · · · · · · · · · · · · · · · · · ·	
	and was amended on			·
_	that I have reviewed and unders	tand the contents of the above-identified	specification, including	the claims,
I acknowledge to Regulations, §1.56.	the duty to disclose information	which is material to patentability as d	efined in Title 37, Code	of Federal.
patent or inventor's certif	icate on which priority is claime	Fitle 35, United States Code, §119(a)-(ad (as listed below) and I have also ident fore that of the application on which pr	tified below any foreign	
Prior Foreign Applicatio	n(s)		Priori	ty Claimed
(Number)	(Country)	(Day/Month/Year Filed	Yes	No
(Number)	(Country)	(Day/Month/Year Filed) Yes	No
I hereby claim below.	benefit under Title 35, United S	tates Code, § 119(e) of any United State 05 September 1997 Filing Date	tes provisional applicati	op(c) disted
60/057,982		05 September 1007	LIP.	- 00
Application Number		US September 1997	v 16	5005
Application (vulnoe)		riimg Date	MAI	- •
Application Number		Filing Date TECH CENTER 1600		3 1600 290
insofar as the subject manner provided by the f as defined in Title 37, Co	atter of each of the claims of the irst paragraph of Title 35, United	ed States Code, §120 of any United States application is not disclosed in the production of States Code, §112, I acknowledge the description of the filing of the contract of the states of the states of the states are stated on the filing of the states of	tes application(s) listed for United States applica ty to disclose material i	below and, ation in the nformation
PCT/US98/18416	03 Septemb	er 1998 Paten	ted (WO 99/11807)	
		Filing Date Status-patented, pending, abandoned		ndoned
Application Serial No.	Filing Date	Status	-patented, pending, avai	adonou.

I hereby appoint William R. Coffey, Reg. No. 24023; Arland T. Stein, Reg. No. 25062; Nancy J. Harrison, Reg. No. 27083; Richard D. Conard, Reg. No. 27321; Dilip A. Kulkarni, Reg. No. 27510; Steven R. Lammert, Reg. No. 27653; Richard A. Rezek, Reg. No. 30796; David B. Quick, Reg. No. 31993; Paul B. Hunt, Reg. No. 37154; Jeffrey A. Michael, Reg. No. 37394; Bradford G. Addison, Reg. No. 41486; Shawn D. Bauer, Reg. No. 41603; Jill T. Powlick, Reg. No. 42088; Ronald S. Henderson, Reg. No. 43669; James R. Sweeney II, Reg. No. 45670; Dustin S. DuBois, Reg. No. 46233; Christopher E. Haigh, Reg. No. 46377; Kevin D. Bailey, Reg. No. 46531; Rebecca Ball, Reg. No. 46535; Dewayne A. Hughes, Reg. No. 46783; Kevin L. McLaren, Reg. No. 48351; Perry Palan, Reg. No. 26213; Mark M. Newman, Reg. No. 31472; Richard P. Krinsky, Reg. No. 47720;

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BARNES & THORNBURG 11 South Meridian Street Indianapolis, Indiana 46204 Telephone (317) 236-1313

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

John R. SNYDER	United States of America (USA)
Full Name of Sole or First Joint Inventor	Country of Citizenship
Inventor's Signature	Date
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West Lafayette, Indiana 47906 Residence and Post Office Address	
Thomas K. HODGES Full Name of Second Joint Inventor Jhans C. Hosly Inventor's Signature	United States of American (USA) Country of Citizenship 2/22/2002 Date
6038 West 75 North	
West Lafayette, Indiana 47906 Residence and Post Office Address	
Leszek A. LYZNIK	Poland (PL)
Full Name of Third Joint Inventor	Country of Citizenship
Inventor's Signature	Date
5960 NW 62 nd Avenue	•
Johnston, Iowa 50131 Residence and Post Office Address	

INDS02 JTP 430197v1



Part 2 of 3

MAY 1 3 2002

COPY OF PAPERS ORIGINALLY FILED



Attorney Docket No.: 3220-66107

Client Reference No.: P-97015.00.US

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(check one)	is attached hereto		MAI	1 6 2002	
,		ch 3, 2000	TEAL A		as
	United States Application Seria		TECH CEN	ITER 1600/2900	or
	PCT International Application	No			
	and was amended on				
	that I have reviewed and understandment referred to herein.	nd the contents of the above-i	identified spec	cification, includin	g the claims,
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patent or inventor's certif	foreign priority benefits under Tit ficate on which priority is claimed ertificate having a filing date befo	(as listed below) and I have a	also identified	l below any foreign	
Prior Foreign Applicatio	n(s)			Prior	rity Claimed
(Number)	(Country)	(Day/Month/Y	ear Filed)	Yes	No
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I hereby claim below.	benefit under Title 35, United Sta	tes Code, § 119(e) of any U	nited States p	rovisional applicat	tion(s) listed
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60/057,982		05 September 1997		NEUL	
Application Number		Filing Date			2 0000
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insofar as the subject manner provided by the f as defined in Title 37, Co	the benefit under Title 35, United atter of each of the claims of this irst paragraph of Title 35, United Sode of Federal Regulations, §1.56(lonal filing date of this application	application is not disclosed tates Code, §112, I acknowle b) which occurred between t	in the prior U	Inited States applic o disclose material	cation in the information
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Application Serial No.	Filing Date			ented, pending, aba	andoned

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INDS02 JTP 430197v1

John R. SNYDER Full Name of Sole or First Joint Inventor	United States of America (USA) Country of Citizenship
Inventor's Signature	Date
1912 Greenbrier Avenue	
West Lafayette, Indiana 47906 Residence and Post Office Address	
Thomas K. HODGES Full Name of Second Joint Inventor	United States of American (USA) Country of Citizenship
Inventor's Signature	Date
6038 West 75 North	
West Lafayette, Indiana 47906 Residence and Post Office Address	
	[.4.6
Leszek A. LYZNIK Full Name of Third Joint Inventor	Poland (PL) United States of America (USA) Country of Citizenship
held dyna	February 2514, 2002
Inventor's Signature	Date /
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Johnston, Iowa 50131 Residence and Post Office Address	





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(check one)	is attached hereto			
	X was filed on March 3,			as
	United States Application Serial No	09/486,904		or
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	and was amended on			
is amended by any amend				
I acknowledge th Regulations, §1.56.	ne duty to disclose information which	is material to patentability as defin	ned in Title 37, Cod	le of Federal
patent or inventor's certific or patent or inventor's ce	oreign priority benefits under Title 35 cate on which priority is claimed (as li rtificate having a filing date before th	sted below) and I have also identifie	d below any foreign ty is claimed:	n application
Prior Foreign Application	(s)		Prio	rity Claimed
Number)	(Country)	(Day/Month/Year Filed)	Yes	No
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Number)	(Country)	(Day/Month/Year Filed)	Yes	No
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I hereby claim below. 50/057,982 Application Number I hereby claim the sofar as the subject mannaner provided by the first defined in Title 37, Cook	ne benefit under Title 35, United States Commence benefit under Title 35, United States tter of each of the claims of this appliest paragraph of Title 35, United States de of Federal Regulations, §1.56(b) w	Code, § 119(e) of any United States possible. O5 September 1997 Filing Date Filing Date es Code, §120 of any United States ication is not disclosed in the prior of Code, §112, I acknowledge the duty hich occurred between the filing date.	Provisional applica REC MAY TECH CE application(s) liste United States application of the disclose materia	tion(s) listed CEIVED 1 6 2002 NTER 1600/2 d below and, ication in the 1 information
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Full Name of Sole or First Joint Inventor	Country of Citizenship
John K. Luyd	March 4, 2002
Inventor's Signature	Date
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Residence and Post Office Address	
Thomas K. HODGES	Their d Chatan of American (TICA)
Full Name of Second Joint Inventor	United States of American (USA) Country of Citizenship
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Inventor's Signature	Date
m valida a a gillaria.	
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Leszek A. LYZNIK	Poland (PL)
Full Name of Third Joint Inventor	Country of Citizenship
I 1- C	Date
Inventor's Signature	Date
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3700 IVW 02 AVEILLE	
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